





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

May 16, 2003

John A. Ananian and Daniel J. Duggan

Serial No.

09/632,383

Group Art Unit

2771

Filed

August 3, 2000

Docket No.

NWH 301

For

METHOD OF INTERACTIVELY PROFILING A STRUCTURE

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313

RECEIVED

MAY 2 2 2003

Technology Center 2100

Sir:

PETITION TO CORRECT INVENTORSHIP

Pursuant to 37 C.F.R. § 1.48(a), applicants hereby petition to correct inventorship of U.S. Patent Application Serial No. 09/632,383. The application is corrected to reflect invention by John A. Ananian, Daniel J. Duggan, and Steven R. Mahovlic.

A statement by newly named inventor Steven R. Mahovlic, indicating that the error in inventorship occurred without deceptive intention on his part, is enclosed. A new declaration under 37 C.F.R. § 1.63, Assignee's consent and the fee set forth in 37 C.F.R. §

1.17(i) also are enclosed.

"Express Mail" Mailing Label No. EV258765382US Date of Deposit - May 16, 2003

I hereby certify that this correspondence accompanied by a Declaration, Assignee's consent, a Statement by Steven R. Mahovlic, a Statement Under 37 C.F.R. § 3.73(b), and check for \$130.00, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Alexandria, Virginia 22313.

Mark D. Alleman

Date of Signature: May 16, 2003

05/20/2003 CCHAU1 00000030 09632383

Respectfully submitted, KOLISCH HARTWELL, P.C.

Mathew Hely Fo

Mark D. Alleman

Customer No. 23581

Registration No. 42,257

Attorney for Applicants

520 S.W. Yamhill Street, Suite 200

Portland, Oregon 97204

Telephone: (503) 224-6655 Facsimile: (503) 295-6679 23581
PATENT TRADEMARK OFFICE

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Commissioner for Patents Washington, D.C. 20231

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STATEMENT OF STEVEN R. MAHOVLIC

I, Steven R. Mahovlic, hereby state that the error in inventorship in connection with U.S. Patent Application Serial No. 09/632,383 occurred without deceptive intention on my part.

Date: 11 April 2003

Steven R. Mahovlic

MAY 1 6 2003 BY TRADEWINANDE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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John A. Ananian et al.

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ASSIGNEE'S CONSENT TO CORRECTION OF INVENTORSHIP

Assignee, NewerHome Technologies Canada, Inc., hereby consents to correction of inventorship in U.S. Patent Application Serial No. 09/632,383 to add Steven R. Mahovlic as co-inventor with John A. Ananian and Daniel J. Duggan.

Date: 03/15/2003

John A. Ananian, Director

NewerHome Technologies Canada, Inc.

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MAY 2 2 2003



STATEMENT UNDER 37 C.F.R. § 3.73(b), Technology Center 2100 ASSERTION OF RIGHT UNDER 37 C.F.R. § 3.71 AND MPEP § 106, and POWER OF ATTORNEY

Applicants:	John A. Ananian, Daniel J. Duggan, Steven R. Mahovlic
Serial No.:	09/632,383
Ettad.	August 03, 2000
Title:	METHOD OF INTERACTIVELY PROFILING A STRUCTURE
• ••• · · <u> </u>	

NewerHome Technologies Canada, Inc., a Canadian Corporation, states, under 37 C.F.R. § 3.73(b), that it is the assignee of the entire right, title, and interest in the above-identified patent application by virtue of an assignment from each of the inventors named in the above-identified patent application. Copies of assignments or other documents in the chain of title are attached.

NewerHome Technologies Canada, Inc. hereby asserts its right, under 37 C.F.R. § 3.71 and MPEP § 106, to conduct the prosecution of the above-identified patent application to the exclusion of the named inventors and previous assignee(s).

NewerHome Technologies Canada, Inc. hereby appoints the attorneys and agents of Kolisch Hartwell, P.C., USPTO Customer No. 23581, to prosecute the above-identified patent application and to transact all business in the United States Patent and Trademark Office connected therewith. These attorneys and agents currently include:

J. Pierre Kolisch, Reg. No. 15,802; John M. McCormack, Reg. No. 26,948; Peter E. Heuser, Reg. No. 27,902; David P. Cooper, Reg. No. 33,372; Pierre C. Van Rysselberghe, Reg. No. 33,557; Walter W. Karnstein, Reg. No. 35,565; Charles H. DeVoe, Reg. No. 37,305; David S. D'Ascenzo, Reg. No. 39,952; Owen W. Dukelow, Reg. No. 41,002; James R. Abney, Reg. No. 42,253; Mark D. Alleman, Reg. No. 42,257; Michael M. Hall, Reg. No. 43,653; Christopher S. Tuttle, Reg. No. 41,357; Barbara A. McCoy, Reg. No. 46,077; David E. Hall, Reg. No. 51,172; Ellen M. Gonzales, Reg. No. 44,128; Jason C. Creasman, Reg. No. 51,587; Edward B. Anderson, Reg. No. 30,154; Stanley M. Hollenberg, Reg. No. 47,658; and Anton E. Skaugset, Reg. No. 38,617

DIRECT COMMUNICATIONS TO:

Mark D. Alleman Kolisch Hartwell, P.C. 200 Pacific Building 520 S.W. Yamhill Street Portland, Oregon 97204

Telephone: (503) 224-6655 Facsimile: (503) 295-6679 E-Mail: alleman@khpatent.com

The undersigned (whose title is supplied below) is authorized to act on behalf of the above-identified assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

NEWERHOME TECHNOLOGIES CANADA, INC.

Date: 03/15/2003	Name: John A. Ananian
	Title: Director

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DECLARATION FOR PATENT APPLICATION **English Language Declaration**

MAY 2 2 2003

Technology Center 2100

MAY 1 6 2003

a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD OF INTERACTIVELY PROFILING A STRUCTURE, the specification of which (check one):

was filed on August 3, 2000, as U.S. Patent Application Serial No. 09/632,383

and was amended on November 18, 2002. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in

accordance with Title 37, Code of Federal Regulations, § 1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a-d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT application which designated at least one country other than the United States of America, listed below and also have identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a

the box, any foreign a filing date before that	of the application of	on which priority is claimed:	Priority Claimed: YES [] NO []
	(Country)	(Day/Month/Year Filed)	
I hereby cla application(s) listed b	im the benefit und below.		119(e) of any United States provisional
(Application Serial N		te) (Status) (patented, per	nding, abandoned)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international

filing date of this application: (Status) (patented, pending, abandoned) (Filing Date) (Application Serial No.)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Address all telephone calls to Mark D. Alleman at telephone number (503) 224-6655. Address all correspondence to Mark D. Alleman at Kolisch Hartwell, P.C., 520 S.W. Yamhill Street, Suite 200, Portland, Oregon 97204.

Oreguli 97204.	·
Full name of sole or first inventor: John A. Ananian INVENTOR'S SIGNATURE: Residence: Shibata-gun. Miyagi, Japan Post Office Address: 300-50 Kamiyamae. Aza, Oya, Ogawaya-machi, Shibata-gun, Mi Full name of sole or first inventor: Daniel J. Duggan INVENTOR'S SIGNATURE: Residence: Nanoose Bay, British Columbia, Canada Post Office Address: 1660 Stroulger. Nanoose Bay, British Columbia, Canada	DATE: Citizenship: <u>U.S.A</u>
Full name of sole or first inventor: Steven R. Mahovlic * INVENTOR'S SIGNATURE: Residence: Parksville, British Columbia, Canada Post Office Address: 100 - 374 Island Hwy West, Parksville, BC, Canada	DATE:Citizenship: <u>Canada</u>

DECLARATION FOR PATENT APPLICATION <u>English Language Declaration</u>

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next My residence, post office address and cole inventor (if only one name is list	t to my name.
My residence, post office address and cruzering at the	red below) or an original, first and
I believe I am the original, first and sole inventor (1)	ad and for which a natent IS
joint inventor (if plural names are listed below) of the subject matter which is clair sought on the invention entitled: METHOD OF INTERACTIVELY PROFILIR	NG A STRUCTURE, the
cought on the invention entitled: WE IIIOD OF III	NO A DIMO VIII
specification of which (check one):	
is attached hereto.	1 No. 00/632 383
was filed on August 3, 2000, as U.S. Patent Application	11 140. 05/052,505
and was amended on November 18, 2002. I hereby state that I have reviewed and understand the contents of	de above identified specification.
	the above-identified specification,
I hereby state that I have reviewed an advantage including the claims, as amended by any amendment referred to above, including the claims, as amended by any amendment referred to above.	: of this application in
	e examination of this application in
accordance with Title 37, Code of Federal Regulations, § 1.56(a).	2 2 3 4 5 4 5 4 5 4 5 4 5 4 5 4 5 4 5 4 5 4
accordance with Title 37, Code of Federal Regulations, § 1.56(a). I hereby claim foreign priority benefits under Title 35, United States C I hereby claim foreign priority benefits under Title 35, United States C foreign application(s) for patent or inventor's certificate, or § 365(a) of any PC foreign application(s) for patent or inventor's certificate, or § 365(a).	Code, § 119(a-d) of § 305(b) of day
hereby claim foreign profits of inventor's certificate, or § 365(a) of any PC	T application which designated at
foreign application(s) for patent or inventor's certificate, or § 365(a) of any PC foreign application(s) for patent or inventor's certificate, or § 365(a) of any PC least one country other than the United States of America, listed below and also least one country other than the United States of America, listed below and also	have identified below, by checking
least one country other than the United States of America, listed below and also least one country other than the United States of America, listed below and also the box, any foreign application for patent or inventor's certificate, or of any PC the box, any foreign application on which priority is claimed:	T international application having a
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filing date before that of the application on which proves	Priority Claimed: YES [] NO []
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(Number) (Country) (Day/Monut Feat Fied)	
I hereby claim the benefit under Title 35, United States Code § 1190	(e) of any United States provisional
I hereby claim the benefit under time 33, Since	
application(s) listed below.	
(Great and Dending	, abandoned)
	f any United States application(s), or
I hereby claim the benefit under Title 35, United States Code, § 120 of \$ 365(c) of any PCT application designating the United States of America, list § 365(c) of any PCT application is not disclosed in the prior	ted below and, insofar as the subject
DCT application designating the Office Control	** · · · · · · · · · · · · · · · · · ·
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1.56 which became available between the thing and	
filing date of this application.	·
	ng, abandoned)
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I hereby declare that all statements made herein of my own knowledge on information and belief are believed to be true; and further, that these stater on information and belief are believed to be true; and further, that these stater	ments were made with the knowledge
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that willful false statements and the like so made are pullsulful false statements	ents may ieopardize the validity of the
Address all telephone calls to Mark D. Alleman at telephone in	Vambill Street Suite 200, Portland,
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Oregon 97204.	
Full name of sole or first inventor: John A. Ananian John Allen Co	haneam DATE: Hors 129, 2003 Citizenship: U.S.A
* INVENTOR'S SIGNATURE:	Citizenship: U.S.A
* INVENTOR'S SIGNATURE.	Chizenship. O.o.r.
Residence: Shibata-gun, Mivagi, Japan Post Office Address: 300-50 Kamiyamae, Aza, Oya, Ogawara-machi, Shibata-	gun, Mivagi, Japan
Post Office Address: 300-30 Kannyamac, 1883, 5-18	
Full name of sole or first inventor: Daniel J. Duggan	DATE:
* INVENTOR'S SIGNATURE:	Citizenship: Canada
 INVENTOR'S SIGNATION: Residence: Nanoose Bay, British Columbia, Canada Post Office Address: 1660 Stroulger, Nanoose Bay, British Columbia, Canada 	a
Post Office Address: 1660 Stroulger, Nanoose Bay, British Columbus	
e v statunia	
Full name of sole or first inventor: Steven R. Mahovlic	DATE:
FRANCODIC CIGNATURE	Citizenship: Canada
Residence: Parksville, British Columbia, Canada Residence: Parksville, British Columbia, Canada Residence: Parksville, British Columbia, Canada	
Residence: Parksville, British Columbia, Canada Post Office Address: 100 - 374 Island Hwy West, Parksville, BC, Canada	
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DECLARATION FOR PATENT APPLICATION <u>English Language Declaration</u>

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below next to my I believe I am the original, first and sole inventor (if only one name is listed below) inventor (if plural names are listed below) of the subject matter which is claimed at sought on the invention entitled: METHOD OF INTERACTIVELY PROFILING A specification of which (check one): is attached hereto. X was filed on August 3, 2000, as U.S. Patent Application Serial No. (and was amended on November 18, 2002. I hereby state that I have reviewed and understand the contents of the alineluding the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the example accordance with Title 37, Code of Federal Regulations, § 1.56(a). I hereby claim forcign priority benefits under Title 35, United States Code, § foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT application on ecountry other than the United States of America, listed below and also have the box, any foreign application for patent or inventor's certificate, or of any PCT interfilling date before that of the application on which priority is claimed: Priority	nd for which a patent is STRUCTURE, the 109/632,383 bove-identified specification, mination of this application in \$119(a-d) or \$365(b) of any plication which designated at identified below, by checking mational application having a
	y Claimed: YES []NO []
(Number) (Country) (Day/Month/Year Filed)	
(Number) (Country) (Day/World Feat 1105) I hereby claim the benefit under Title 35, United States Code § 119(c) of application(s) listed below.	any United States provisional
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Post Office Address: 300-50 Kamiyamac, Aza, Oya, Ogawaa inana,	Miyagi,Jajan
Full name of sole or first inventor: Daniel J. Duggan	DATE:
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Residence: Nanoose Bay, British Columbia, Canada Post Office Address: 1660 Stroulger, Nanoose Bay, British Columbia, Canada	
Full name of sole or first inventor: Steven R. Mahovlic	DATE: // APA 2502
* DIVENTOR'S SIGNATURE:	Citizenship: Canada
	O.C.LO
Residence: Parksville, British Columbia, Canada Post Office Address: 100 - 374 Island Hwy West, Parksville, BC, Canada	